

## EXHIBIT B

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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA

Court File No. 21-1348

- - - - -  
KRISTIN WORTH, et al.,

Plaintiffs,

v.

JOHN HARRINGTON, in his  
individual capacity and in his official  
capacity as Commissioner of the  
Minnesota Department of Public  
Safety et al.,

Defendants.

- - - - -  
VIDEOTAPED ZOOM DEPOSITION OF  
DR. JOHN J. DONOHUE III

- - - - -  
Taken March 28, 2022 By Kelly A. Herrick

00:49:27 1 decision about gun carrying.

00:49:30 2 And so for that reason, you know,

00:49:34 3 it's a very, very safe assumption that

00:49:37 4 people in this age group, as a whole, cannot

00:49:43 5 make sensible decisions about carrying

00:49:48 6 weapons.

00:49:49 7 Q. Okay. But the question I asked is: What

00:49:52 8 percentage of 18- to 20-year-old females are

00:49:55 9 impulsive, immature, and prone to making

00:49:57 10 poor or unreasoned decisions? I think you

00:50:00 11 said it was 50 to 60 percent for males, and

00:50:03 12 I'm just wondering what that percentage is

00:50:05 13 for females without regard to the reason for

00:50:08 14 it or anything like that.

00:50:09 15 A. Yeah, so for the 50 to 60 percent, I was

00:50:13 16 suggesting those are people with

00:50:16 17 incapacities of some sort that we can

00:50:18 18 identify to either mental illness, some sort

00:50:23 19 of mental disorder, just inadequate

00:50:28 20 cognitive development, also drug abuse and

00:50:35 21 addiction. It is somewhat lower.

00:50:40 22 But the other 40 percent are no --

00:50:42 23 no prizes when it comes to evaluating risk,

00:50:48 24 and so the percentage of males that I would

00:50:51 25 put in this category as unable to make

00:50:54 1 sensible determinations is very large, same  
00:51:00 2 for women, but exactly what that total  
00:51:03 3 percentage is is a little bit harder to  
00:51:06 4 know.

00:51:06 5 But we do know that, in general,  
00:51:11 6 women of this age group are less criminally  
00:51:17 7 violent and are, you know, less prone to the  
00:51:20 8 risky behavior than men -- but they still  
00:51:23 9 have all of these incapacities that I was  
00:51:27 10 alluding to earlier on the -- you know, the  
00:51:30 11 national surveys of 18-to-20-year-olds that  
00:51:34 12 showed how wildly inaccurate they are in  
00:51:37 13 understanding the risks that they face.

00:51:41 14 Q. Do those surveys ask older individuals about  
00:51:44 15 their risk of dying in the next year?

00:51:47 16 A. Yes, they do.

00:51:50 17 Q. So what -- for example, 21-to-24-year-olds,  
00:51:53 18 what was their response?

00:51:55 19 A. Yeah, I don't have that right in front of  
00:51:58 20 me, but, in general, as you can older, their  
00:52:04 21 responses on that category are good.

00:52:06 22 But you're right that most  
00:52:10 23 Americans are quite poor at estimating the  
00:52:17 24 risks that they will be a victim of crime  
00:52:20 25 and wildly overexaggerate that risk.

00:52:25 1 So probably 18-to-20 -- well,  
00:52:28 2 certainly 18-to-20-year-olds are worse, but  
00:52:33 3 most Americans are quite poor in making that  
00:52:36 4 judgment in a way that they would not be  
00:52:39 5 poor for other assessments. Like, what's  
00:52:41 6 the risk that I'll lose my job in the next  
00:52:42 7 year? People are pretty accurate in risk  
00:52:45 8 estimating that risk.

00:52:48 9 But, you know, in part it would be,  
00:52:51 10 you know, the value that the gun lobby would  
00:52:57 11 have in misleading people on the risks that  
00:53:00 12 they face because, of course, that helps the  
00:53:03 13 sale of guns.

00:53:05 14 So we live in a world in the  
00:53:07 15 United States where there are very strong  
00:53:10 16 economic and political groups that are  
00:53:15 17 trying to mislead people and they've done a  
00:53:18 18 very effective job of that.

00:53:20 19 Q. Has there been any work done on exposure to  
00:53:23 20 gun advertisements and assessment of risk of  
00:53:25 21 being a victim of a violent crime?

00:53:32 22 A. You know, I -- I don't know the -- the  
00:53:42 23 narrow focus on gun advertisements, but you  
00:53:46 24 can look at the empirical research on  
00:53:49 25 misassessments of crime and criminal risk,

01:54:51 1 look at it.

01:54:52 2 Q. That's okay. I'll go to another -- I had  
01:54:54 3 another question on this one. I'm trying to  
01:54:57 4 get the page number right here. Okay.

01:55:03 5 Okay. So 863, this is the end of  
01:55:08 6 the paper, kind of in the middle of this  
01:55:10 7 paragraph, it says that, "The frontal and  
01:55:13 8 parietal gray matter peaks approximately one  
01:55:16 9 year earlier in females corresponding with  
01:55:20 10 the earlier age of onset of puberty, suggest  
01:55:22 11 a possible influence of gonadal hormones.

01:55:29 12 Now --

01:55:30 13 MS. PRUTZMAN: Where is that on  
01:55:32 14 this page?

01:55:33 15 MR. PATTERSON: It's -- let me see.  
01:55:34 16 I don't know if I can highlight here. Right  
01:55:37 17 here. I can't highlight, but it's -- do you  
01:55:40 18 see it here, kind of about the second full  
01:55:41 19 sentence on this page?

01:55:44 20 MS. PRUTZMAN: Yeah, got it,  
01:55:44 21 thanks.

22 BY MR. PATTERSON:

01:55:45 23 Q. Okay. So does the fact that gray matter  
01:55:50 24 peaks earlier for females -- would it  
01:55:54 25 support females being allowed to carry

01:55:55 1 firearms at an earlier age than males all  
01:55:58 2 else being equal?

01:56:03 3 MS. PRUTZMAN: Object as to form.

01:56:07 4 THE WITNESS: Yeah, so there are --

01:56:09 5 there are a couple of issues that -- in

01:56:19 6 general, if you were -- if your public

01:56:22 7 policy view was you want to keep guns away

01:56:29 8 from people who are most dangerous, then we

01:56:33 9 would almost certainly keep them away from

01:56:35 10 men first, because they would be, you know,

01:56:42 11 more likely to commit violent crime than

01:56:48 12 women.

01:56:49 13 And, you know, so in that sense, if

01:56:52 14 you were able to make sort of sex-based

01:56:55 15 differentiations, you would be more tolerant

01:56:59 16 in allowing women to have access to handguns

01:57:03 17 than you would to men, but that's probably

01:57:09 18 not constitutionally permissible.

01:57:12 19 And so you're sort of stuck with a

01:57:17 20 more equal approach. And so the harmful

01:57:23 21 behavior of the men probably ends up

01:57:30 22 influencing public policy in a way that will

01:57:32 23 impact on women as well.

24 BY MR. PATTERSON:

01:57:34 25 Q. Let me ask about that.